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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

12 UNITED STATES OF AMERICA,	)	No. CR-14-0223 RS
	)	
13 Plaintiff,	)	STIPULATION AND <del>[PROPOSED]</del>
	)	ORDER TO CONTINUE
14 v.	)	
	)	
15 LEONEL CAPI-CUEVAS,	)	
	)	
16 Defendant.	)	
_____	)	

1 The parties jointly request that, subject to the Court's approval, the change of plea hearing  
2 presently set for July 29, 2014 be continued to August 12, 2014 at 2:30 pm.

3 At the last appearance, the Court set the above-captioned matter over until July 29, 2014  
4 for change of plea or setting. Mr. Capi-Cuevas requires additional time to review the  
5 government's offer and to further investigate this case and effectively prepare. The government  
6 has no objection to this.

7 For the above reasons, the parties stipulate there is good cause – taking into account the  
8 public interest in the prompt disposition of this case – to exclude the time from July 29, 2014 to  
9 August 12, 2014 from computation under the Speedy Trial Act, and that failing to exclude that  
10 time would unreasonably deny the defendant and his counsel the reasonable time necessary for  
11 continuity of counsel, taking into account the exercise of due diligence. 18 U.S.C. §  
12 3161(h)(7)(A) and (B)(iv). The parties further agree that the ends of justice would be served by  
13 excluding the time from July 29, 2014 to August 12, 2014 from computation under the Speedy  
14 Trial Act and that the need for the exclusion outweighs the best interests of the public and the  
15 defendant in a speedy trial.

16 IT IS SO STIPULATED.

17  
18 July 28, 2014  
19 DATED

/s/  
\_\_\_\_\_  
LAURA VARTAIN HORN  
Assistant United States Attorney

20  
21 July 28, 2014  
22 DATED

/s/  
\_\_\_\_\_  
JODI LINKER  
Assistant Federal Public Defender

23 IT IS SO ORDERED.

24 7/29/14  
25 DATED

  
\_\_\_\_\_  
RICHARD SEEBORG  
United States District Judge